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Attorneys for Plaintiff, Deutsche Bank National Trust Company as Trustee for Morgan Stanley ABS Capital I Inc. Trust 2006-NC5, Mortgage Pass-Through Certificates, Series 2006-NC5

**U.S.DISTRICT COURT
DISTRICT OF NEVADA**

DEUTSCHE BANK NATIONAL TRUST
COMPANY AS TRUSTEE FOR MORGAN
STANLEY ABS CAPITAL I INC. TRUST
2006-NC5, MORTGAGE PASS-THROUGH
CERTIFIACTES, SERIES 2006-NC5, a
California Corporation.

Case No.: 2:15-cv-02420-APG-GWF

**STIPULATION AND ORDER TO STAY
DISCOVERY PENDING A DECISION
ON THE MOTION TO DISMISS**

Plaintiff.

vs.

5916 POST MOUNTAIN TRUST, a Nevada
Trust.

Defendants.

Plaintiff, Deutsche Bank National Trust Company as Trustee for Morgan Stanley ABS Capital I Inc. Trust 2006-NC5, Mortgage Pass-Through Certificates, Series 2006-NC5 (hereinafter “Plaintiff” or “Deutsche Bank”), and Defendant, 5916 Post Mountain Trust (hereinafter “Defendant” or “Post Mountain Trust”), by and through their attorneys of record, hereby stipulate and agree to the following:

IT IS HEREBY STIPULATED AND AGREED that discovery in the case should be stayed pending a ruling on the Defendant's Motion to Dismiss filed as Docket No. 12.

IT IS FURTHER HEREBY STIPULATED AND AGREED that the parties agree that a ruling on the Motion to Dismiss will substantially effect whether discovery will be conducted in

1 the case or how discovery will be conducted due to the potential amendment or dismissal of the
2 case.

3 IT IS FURTHER HEREBY STIPULATED AND AGREED that if the Court does not
4 dismiss the case, that within thirty (30) days after the Court renders a ruling on the Motion to
5 Dismiss the parties will meet-and-confer and file a proposed discovery plan.

6 DATED this 18th day of April, 2016.

DATED this 18th day of April, 2016.

7 **WRIGHT, FINLAY & ZAK, LLP**

MAIER GUTERRIEZ AYON

8
9 /s/ Chelsea A. Crowton
Chelsea A. Crowton, Esq.
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10 7785 W. Sahara Ave. Ste. 200
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11 *Attorneys for Plaintiff,*
Deutsche Bank National Trust Company as
Trustee for Morgan Stanley ABS Capital I Inc.
Trust 2006-NC5, Mortgage Pass-Through
12 *Certificates, Series 2006-NC5*

/s/ Margaret E. Schmidt
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13 *Attorney for Defendant,*
5916 Post Mountain Trust

14
15 **ORDER**

16 IT IS SO ORDERED.

17 DATED this 28th day of April, 2016.

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U.S. MAGISTRATE JUDGE

21 Respectfully Submitted by:
22 **WRIGHT, FINLAY & ZAK, LLP**

23 /s/ Chelsea A. Crowton
24 Chelsea A. Crowton, Esq.
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25 7785 W. Sahara Ave. Ste. 200
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26 *Attorneys for Plaintiff, Deutsche Bank National Trust Company*
as Trustee for Morgan Stanley ABS Capital I Inc. Trust 2006-NC5,
Mortgage Pass-Through Certificates, Series 2006-NC5